

0506994
U.S. PTO

Attorney's Docket No. RYL 2 0535-3-3-2-1-1

UTILITY PATENT APPLICATION TRANSMITTAL LETTER
(Only for nonprovisional applications under 37 CFR 1.53(b))

Assistant Commissioner for Patents
Washington, D.C. 20231
Box PATENT APPLICATION

Prior application: 10/673,815
Examiner: MOORE, C.
Art Unit: 1744

19270 U.S. PTO
10/840058

0506994

This is a request for filing a continuation application under 37 CFR 1.53(b) of pending prior application Serial No. 10/673,815 which was filed on September 29, 2003 and is still pending. That application is a continuation of Serial No. 10/094,675 which was filed on March 11, 2002 and is still pending. That application is a continuation of application Serial No. 09/461,120 which issued as U.S. Patent No. 6,353,963 on March 12, 2002. That application is, in turn, a continuation-in-part of Serial No. 09/122,541 filed on July 24, 1998, which issued as U.S. Patent No. 6,026,540 on February 22, 2000. That application was, in turn, a continuation-in-part of application Serial No. 09/004,999 filed on January 9, 1998 which issued as U.S. Patent No. 6,003,196 on December 21, 1999.

of **Kenneth W. Bair, Richard C. Gibbs, Mark E. Reindle, Michael F. Wright**

Entitled: **UPRIGHT VACUUM CLEANER WITH CYCLONIC AIR FLOW**

Enclosed are:

- [XX] 12 sheets of specification, 5 sheets of claims, 1 sheet of Abstract.
- [XX] 8 sheets of formal drawings, Figures 1-9 .
- [XX] Copy of an assignment to Royal Appliance Mfg. Co. as filed in the prior application
- [XX] Copy of a Declaration and Power of Attorney for Patent Application as originally filed in the prior application
- [XX] Preliminary Amendment
- [XX] Information Disclosure Statement and PTO-1449
- [XX] Second Information Disclosure Statement and PTO-1449.

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
TOTAL CLAIMS	25 - 20 =	-5-	[XX] \$18 LARGE [] \$09 SMALL	\$ 90.00
INDEPENDENT CLAIMS	5 - 3 =	-2-	[XX] \$86 LARGE [] \$43 SMALL	\$ 172.00
BASIC FEE [XX]	LARGE ENTITY \$770	[]	SMALL ENTITY \$385	
			TOTAL FILING FEE \$ 1,032.00	

- [XX] A check in the amount of \$ 1,032.00 to cover the filing fee is enclosed.
- [XX] The Commissioner is hereby authorized to charge any additional fees which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment to Deposit Account No. 06-0308.

EXPRESS MAIL CERTIFICATE

I hereby certify that this Utility Patent Application Transmittal Letter and accompanying papers are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" service under 37 C.F.R. 1.10 and is addressed to the Assistant Commissioner For Patents, Box Patent Application, Washington, D.C. 20231 on May 6, 2004. EXPRESS MAIL NO.: EL964454397 US

Kathleen A. Nimrichter
Kathleen A. Nimrichter

DATE: May 6, 2004

- [XX] Priority of U.S. application Serial No. 10/673,815 which was filed on September 29, 2003 and is still pending. That application is a continuation of Serial No. 10/094,675 which was filed on March 11, 2002 and is still pending. That application is a continuation of application Serial No. 09/461,120 which issued as U.S. Patent No. 6,353,963 on March 12, 2002. That application is, in turn, a continuation-in-part of Serial No. 09/122,541 filed on July 24, 1998, which issued as U.S. Patent No. 6,026,540 on February 22, 2000. That application was, in turn, a continuation-in-part of application Serial No. 09/004,999 filed on January 9, 1998 which issued as U.S. Patent No. 6,003,196 on December 21, 1999.
- [XX] The power of attorney in the prior application is to Jay F. Moldovanyi, Reg. No. 29,678 at Fay, Sharpe, Fagan, Minnich and McKee, LLP. A copy of the power in the prior application is enclosed. Please address all future communications to:

Jay F. Moldovanyi, Reg. No. 29,678
FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP
1100 Superior Avenue, Seventh Floor
Cleveland, Ohio 44114-2518

Date: May 6 2004

Patrick D. Floyd
Attorney of Record
Jay F. Moldovanyi, Reg. No. 29,678
Patrick D. Floyd, Reg. No. 39,671
FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP
1100 Superior Avenue, Seventh Floor
Cleveland, Ohio 44114-2518
(216) 861-5582